

Public Notice No. 08MS0004
Rodney O. Corr
Docket Number CWA-04-2008-5508

U. S. Environmental Protection Agency, Region 4
Wetlands Regulatory Section
61 Forsyth Street, SW
Atlanta, Georgia 30303

Date: August 7, 2008

The U.S. Environmental Protection Agency (EPA), Region 4, proposes to issue an Administrative Complaint, Docket No. CWA-04-2008-5508 assessing an administrative penalty up to \$157,500.00 dollars to Rodney O. Corr (Respondent), under the authority of Section 309(g) of the Clean Water Act, 33 U.S.C. § 1319(g).

EPA alleges the Respondent has made unauthorized discharges of dredged and/or fill material into waters of the United States in violation of Section 301 of the Clean Water Act, 33 U.S.C. Section 1311. The waters of the United States impacted are approximately fourteen acres of wetlands that are adjacent to Edwards Bayou, which is tributary to the Jourdan River, a navigable water of the United States. The location of the unauthorized work is adjacent to Highway 603 and Farve Lane, north of Waveland, Hancock County, Mississippi, near 30° 18.74' north latitude and 89° 23.21' west longitude.

Any person wishing to comment in writing on the proposed CAFO (Docket No CWA-04-2008-5508) must submit such comments to the Regional Hearing Clerk at U.S. EPA, Atlanta Federal Center, 61 Forsyth Street, Atlanta, Georgia, 30303, within thirty (30) days of the date of this notice. Please include the Public Notice and Docket Number on the first page of submitted comments. Interested parties may also submit comments by e-mail to the EPA representatives listed below. The Respondent may request a hearing within thirty (30) days of receipt of this notice by sending a written request for a hearing to the Regional Hearing Clerk at the same address. If a hearing is requested, those submitting written comments will be advised of the date and time of the hearing and may appear to present evidence on the appropriateness of the proposed penalty assessment. The Final Order will be issued after the close of the thirty (30) day comment period unless a public hearing is requested.

Interested parties may contact the EPA representatives for this action, Mike Wylie, Wetlands Enforcement Coordinator (wylie.mike@epa.gov), at the above address or by phone at (404) 562-9409, or Mara Lindsley (lindsley.mara@epa.gov) at (404) 562-9296, to obtain information or additional copies of this proposed Administrative Complaint. The Administrative Record, including information submitted by the Respondent and comments received by the public, is available for review at the EPA office address listed above. The file will be open for public review during the thirty (30) day comment period between 9:00 a.m. and 4:00 p.m., Monday through Friday.